

232234

LAW OFFICE
THOMAS F. MCFARLAND, P.C.
208 SOUTH LASALLE STREET - SUITE 1890
CHICAGO, ILLINOIS 60604-1112
TELEPHONE (312) 236-0204
FAX (312) 201-9695
mcfarland@aol.com

A
APR 23 2012
RECEIVED

THOMAS F. MCFARLAND

April 12, 2012

By first-class, U.S. mail

Karl Morell, Esq.
Of Counsel
Ball Janik, LLP
655 Fifteenth Street, N.W.
Suite 225
Washington, DC 20005

Ms. Cynthia T. Brown, Chief
Section of Administration
Office of Proceedings
Surface Transportation Board
395 E Street, S.W.
Washington, DC 20423

ENTERED
Office of Proceedings

APR 23 2012

Part of
Public Record

Re: STB Docket No. AB-6 (Sub-No. 482X), *BNSF Railway Company --
Abandonment Exemption -- in Cook County, IL*

Dear Karl and Ms. Brown:

Pure Asphalt Company (PAC) is a party considering an offer of financial assistance (purchase) to continue existing rail service within the meaning of 49 C.F.R. § 1152.27(a), as related to the 2.38-mile rail line in the above proceeding. Accordingly, as provided in 49 C.F.R. § 1152.27(a)(ii)(3), BNSF is respectfully requested to promptly provide BNSF's estimate of the net liquidation value (NLV) of that rail line, i.e.:

- (1) the net salvage value of the track materials in the rail line; and
- (2) to the extent that NLV is alleged to include land in the rail line right-of-way:
 - (a) proof to establish that Illinois Northern Railway or other predecessor of BNSF acquired marketable fee title to such land (i.e., documents to show that fee title was obtained when the land was initially acquired for rail use);
 - (b) a real estate appraisal(s) of the fair market value of any such fee-title land for its highest and best nonrail use.

Respectfully submitted,

Thomas F. McFarland

Thomas F. McFarland
Attorney for Pure Asphalt Company